

Uniform Lake County Schedule of Bail

Pursuant to the provisions of Penal Code § 1269b, subdivision (c), the following uniform countywide schedule of bail for all bailable felony offenses and for all misdemeanor offenses is hereby adopted. This schedule sets bail for the release of prisoners arrested without a warrant on bailable felony charges and on all misdemeanor charges.

The burden is on a peace officer to request an order setting a higher bail if the scheduled bail is inadequate. In that event, a peace officer shall prepare a declaration under penalty of perjury setting forth the facts and circumstances in support of his or her belief and file it with the magistrate. See Penal Code §1269c.

For any felony charge, not listed on this schedule, the bail shall be:

<u>Aggravated Term for Offense</u>	<u>Bail</u>
3 years	\$15,000
4 years	\$20,000
5 years	\$25,000
6 years	\$30,000
7 years	\$35,000
8 or more years	\$50,000

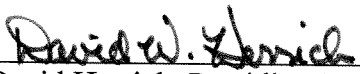
If a prisoner has been arrested on more than one felony charge or on a felony and a misdemeanor charge, the bail for the most serious felony charge shall be used. If a prisoner has been arrested on more than one misdemeanor charge, the bail for the most serious misdemeanor charge shall be used.


If there are felony charges for different dates, the bail amounts for the most serious charge for each date are added together. If there are felony charges involving more than one victim, the bail amounts for the most serious charge for each victim are added together. For example: 459 1st degree on May 9 on victim A, 459 1st degree on May 16 on victim B, 594 on May 16 on victim B and 496 on May 16 on victim C = \$50,000 + \$50,000 + \$15,000 = \$115,000 total bail.


Enhancements are prison terms added to the sentence because of the way the crime was committed or because of the status of the defendant. For each enhancing


factor relating to the most serious felony offense chargeable in the complaint, additional bail shall be required in the amounts shown on the attached Schedule of Bail Enhancing Factors (page 8). There is no limit on adding amounts for enhancements. For any enhancement which is not listed the bail amount is \$25,000.

Date Adopted: 11/2/11


David Herrick, Presiding Judge


Stephen Hedstrom, Asst. Presiding Judge


Andrew Blum, Judge


Richard Martin, Judge

FELONY BAIL

Health and Safety Code - Numerically by Section:

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
11351	Possession of Controlled Substance for Sale	\$25,000
11351.5	Possession for Sale of Cocaine	\$30,000
11352(a)	Sale/Transportation of Controlled Substance	\$35,000
11353	Adult Inducing Controlled Substance Violation by Minor	\$75,000
11353.5	Adult Sale to a Minor at School/Playground/Church	\$50,000
11353.7	Adult Sale to a Minor in Public Park	\$50,000
11370.1	Possession of Controlled Substance and Firearm	\$50,000
11378	Possession of Non-Narcotic Controlled Substance for Sale	\$25,000
11378.5	Possession of PCP for Sale	\$30,000
11379(a)	Sale/Transportation of Non-Narcotic Controlled Substance	\$35,000
11379.5	Sale/Transportation of PCP	\$40,000
11379.6	Manufacturing a Controlled Substance	\$100,000
11380	Adult Inducing Non-Narcotic Violation by Minor	\$75,000
11383	Possession of Materials to Manufacture Controlled Sub.	\$50,000

Penal Code - Numerically by Section:

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
37	Treason	\$1,000,000
128	Perjury Causing Execution of Innocent Person	\$1,000,000
182	Conspiracy to Commit Felony	Same as Felony
182(a)(6)	Conspiracy Against a Public Official	\$500,000
187	Murder (Non-Capital)	\$1,000,000

Section	Offense	Bail
191.5(a)	Vehicular Manslaughter w/Drugs or Alcohol, w/ Gross Neg.	\$250,000
191.5(b)	Vehicular Manslaughter w/Drugs or Alcohol, w/o Gross Neg.	\$100,000
192(a)	Voluntary Manslaughter	\$300,000
192(b)	Involuntary Manslaughter	\$100,000
192(c)(1)	Vehicular Manslaughter w/o Drugs or Alcohol, w/Gross Neg.	\$150,000
192(c)(3)	Vehicular Manslaughter w/Collision for Financial Gain	\$250,000
192.5(a)	Vessel Manslaughter, w/Drugs or Alcohol, w/Gross Neg.	\$250,000
192.5(b)	Vessel Manslaughter, w/Drugs or Alcohol, w/o Gross Neg.	\$100,000
192.5(c)	Vessel Manslaughter, w/o Drugs or Alcohol, w/Gross Neg.	\$150,000
203	Mayhem	\$500,000
207	Kidnapping	\$300,000
207(b)	Kidnapping Victim under 14	\$500,000
209(a)	Kidnapping for Ransom or Extortion	\$1,000,000
209(b)	Kidnapping for Robbery	\$1,000,000
209.5	Kidnapping During Carjacking	\$1,000,000
210.5	False Imprisonment – Kidnap to Evade Arrest	\$1,000,000
212.5(a)	Robbery First Degree	\$150,000
212.5(b)	Robbery of Person Using Automated Teller Machine	\$150,000
212.5(c)	Robbery Second Degree	\$100,000
213(a)(1)(A)	Robbery of Inhabited Dwelling - w/two or more Persons	\$250,000
213	Attempted Robbery Second Degree	\$50,000
215	Carjacking	\$150,000
220	Assault with Intent to Commit Felony	\$50,000
243(d)	Battery with Serious Bodily Injury	\$30,000
244	Assault with Caustic Chemicals	\$30,000

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
245(a)(1)	ADW not a firearm or w/Force Likely to Cause GBI	\$25,000
245(a)(2)	Assault with a Firearm	\$50,000
245(a)(3)	Assault with Machine Gun or Assault Weapon	\$200,000
245(b)	Assault with Semiautomatic Firearm	\$100,000
245(c)	ADW w/o Firearm on Peace Officer	\$50,000
245(d)(1)	Assault w/Firearm on Peace Officer	\$100,000
245(d)(2)	Assault w/Semiautomatic Firearm on Peace Officer	\$150,000
245(d)(3)	Assault w/Machine Gun/Assault Weapon on Peace Officer	\$250,000
245.2	ADW on Public Vehicle Operator	\$50,000
245.3	ADW on Custodial Officer	\$50,000
245.5(a)	ADW w/o Firearm on School Employee	\$50,000
245.5(b)	ADW w/ Firearm on School Employee	\$100,000
245.5(c)	ADW w/Stun Gun or Taser on School Employee	\$35,000
246	Discharge Firearm at Inhabited Dwelling/Vehicle/Aircraft	\$100,000
261	Rape	\$100,000
262	Spousal Rape	\$100,000
264.1	Rape in Concert	\$200,000
269	Aggravated Sexual Assault on Child Under 14	\$500,000
273a(a)	Willful Cruelty to a Child	\$75,000
273ab	Assault on Child Under 8 Resulting in Death	\$1,000,000
273d	Inflicting Traumatic Condition on a Child	\$75,000
273.5	Inflicting Traumatic Condition on Spouse/Cohabitant	\$25,000
278	Child Stealing	\$35,000
286(c)	Sodomy	\$50,000
286(d)	Sodomy in Concert	\$100,000

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
288(a)	Lewd and Lascivious Act w/Child Under 14	\$75,000
288a(c)	Oral Copulation – Victim Under 14/Def. 10 Years Older	\$100,000
288a(d)	Oral Copulation in Concert	\$100,000
288.5	Continuous Sexual Abuse of Child	\$200,000
289	Forcible Penetration w/Foreign Object	\$50,000
451(a)	Arson w/GBI	\$250,000
451(b)	Arson of Inhabited Structure or Forest Land	\$100,000
451(c)	Arson of Structure or Forest Land	\$50,000
451.5	Aggravated Arson	\$500,000
459/460(a)	Residential Burglary	\$50,000
664/190	Attempted Murder	\$200,000
653f(b)	Soliciting Murder	\$200,000
1320(b)	FTA Released on OR on Felony	\$20,000
1320.5	FTA Released on Bail on Felony	\$20,000
4501	Aggravated Assault by Prisoner	\$100,000
4502	Possession of a Weapon by Prisoner	\$50,000
4530	Escape or Attempted Escape from Jail w/Force	\$50,000
11418	Possession of Weapons of Mass Destruction	\$500,000
11418.5	Threat to Use Weapon of Mass Destruction	\$100,000
11419	Possession of Restricted Biological Agents	\$500,000
12280(a)(1)	Manufacture, Transportation or Sale of Assault Weapon	\$50,000
12303.1	Carrying or Placing Explosives in Passenger Vehicle	\$100,000
12303.2	Possession of Destructive Device in Public Place	\$100,000
12303.3	Ignite/Explode Destructive Device	\$150,000
12303.6	Sale or Transportation of Destructive Device	\$50,000

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
12308	Ignite/Explode Destructive Device w/Intent to Murder	\$500,000
12309	Explosion of Destructive Device Causing Injury	\$250,000
12355(a)	Placing or Maintaining a Booby Trap	\$35,000

Vehicle Code - Numerically by Section:

2800.2	Evading Peace Officer w/Willful/Wanton Disregard	\$35,000
2800.3	Evading Peace Officer w/Death or Serious Bodily Injury	\$100,000
10851	Vehicle Theft	\$15,000
20001	Hit and Run w/Injury	\$50,000
23104	Reckless Driving Causing GBI	\$30,000
23152/23550.5	DUI w/Three or More Priors	\$50,000
23153 a/b	DUI w/Injury	\$30,000
23153 a/b	DUI w/Injury and Prior DUI Offense	\$50,000

Schedule of Bail Enhancing Factors

Penal Code Bail Enhancing Factors – Numerically by Section:

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
667.5(b)	Prior Prison Term	\$10,000
667/1170.12	One Strike Prior/Two Strike Priors	\$100,000/500,000
667.61	One Strike Sex Offense	\$500,000
12022(c)	Personally Armed w/Firearm	\$50,000
12022.5	Use of Firearm/Assault Weapon/Machine Gun	\$50,000
12022.53(b)	Personal Use of Firearm While Committing a Felony	\$100,000
12022.53(c)	Discharges Firearm in Commission of Felony	\$250,000
12022.53(d)	Discharges Firearm Causing Death or GBI	\$500,000
All Other Penal Code Enhancing Factors		\$25,000

Health and Safety Code Bail Enhancing Factors

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
11370.2	Prior Commercial Controlled Substance Offense	\$45,000
All Other Health and Safety Code Enhancing Factors		\$25,000

MISDEMEANOR BAIL

Penal Code - Numerically by Section:

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
136.1	Intimidation of Witnesses/Victims	\$10,000
136.2	Violating Court Orders	\$10,000
166	Contempt of Court	\$10,000
192(c)(1)	Vehicular Manslaughter with Gross Negligence	\$10,000
192(c)(2)	Vehicular Manslaughter without Gross Negligence	\$7,500
243(e)(1)	Domestic Battery	\$10,000
243.4	Sexual Battery	\$10,000
273.5(a)	Domestic Violence	\$10,000
288.2	Harmful Matter Sent to Seduce Minor	\$10,000
288.4	Contact of Minor to Commit Sexual Offense	\$10,000
290	Failure of Sex Offender to Register	\$10,000
314	Indecent Exposure	\$10,000
417	Exhibit Deadly Weapon or Firearm	\$10,000
417.3	Exhibit Firearm to Vehicle Occupant	\$10,000
417.4	Draw or Exhibit Imitation Firearm	\$10,000
484(a)	Petty Theft	\$2,500
594	Vandalism	\$2,500
602	Trespassing	\$2,500
647(f)	Public Intoxication	\$1,000
647.6	Annoying or Molesting a Child	\$10,000
All Other Penal Code Violations		\$5,000

Business and Professions Code:

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
4140	Unauthorized Possession of Hypodermic Needle or Syringe	\$5,000
All Other Business and Professions Violations		\$2,500

Health and Safety Code:

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
All Health and Safety Code Violations		\$5,000

Vehicle Code - Numerically by Section:

<u>Section</u>	<u>Offense</u>	<u>Bail</u>
2800.1	Evading a Peace Officer	\$10,000
10851	Vehicle Theft	\$10,000
14601.2	Driving While Suspended for DUI	\$5,000
14601.2	Driving While Suspended for DUI - 1 prior	\$7,500
14601.2	Driving While Suspended for DUI - 2 or more priors	\$10,000
20002(a)	Hit and run	\$7,500
23152	DUI	\$5,000
23152	DUI with 1 prior	\$15,000
23152	DUI with 2 priors	\$30,000
All Other Vehicle Code Violations		\$2,500